

CORRECTIONS STANDARDS AUTHORITY**600 Bercut Drive**

Sacramento, CA 95811

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www.cdcr.ca.gov/DivisionsBoards/CSA

March 10, 2009

CHIEF PROBATION OFFICERS
JUVENILE DETENTION FACILITY MANAGERS
STATUS OFFENDER REPORTERS
FEDERAL MINOR REPORTERS

The Corrections Standards Authority (CSA) monitors California's compliance with the core requirements of the Federal Juvenile Justice and Delinquency Prevention Act of 2002 (JJDPA).¹ Part of compliance monitoring for the Deinstitutionalization of Status Offenders core requirement includes collecting data on status offenders (as per *Welfare and Institutions Code Section 601*) and federal minors detained in juvenile facilities.

Enclosed you will find the **2009 Detention of Non-Delinquents in Juvenile Detention Facilities Annual Survey**; please complete this form, indicating whether or not status offenders and/or federal minors will be held in your facility. **Please return it to the CSA by April 15, 2009.** ***An annual survey must be completed by each juvenile detention hall and camp, whether or not status offenders or federal minors are held.***

If your facility will hold status offenders or federal minors in secure detention, a **2009 Status Offender Detention Report** and/or a **2009 Federal Minor Detention Report** must be completed for each minor held in each of these circumstances.² The **Detention Report** forms are due to the CSA on the 10th of the month following the minor's release from custody. The CSA will not disclose the names of the minors reported by counties on these forms. Instructions for each of these forms are also enclosed.

As you know, status offenders may only be held in a secure detention facility under the circumstances delineated in the JJDPA and WIC §207, including those WIC 601 wards of the court following a true finding of "contempt of court." Dependent minors (as per WIC 300) must **never** be held in secure detention, as per both federal and state law. The JJDPA requires the CSA to document and track that certain due process criteria have been met before a 601 ward of the court is committed to a period of detention. If your facility holds such minors, a **Valid Court Order (VCO) Exception Checklist** must be completed and submitted along with the **Status Offender Detention Report** form. Please see the enclosed instructions for further information.

Counties that hold minors for the federal government are to report each minor upon release on the **2009 Federal Minor Detention Report**. **In cases where a minor has completed the 602 process (and/or disposition), the federal hold time to be reported to the CSA begins when the 602 detention ends.**

Enclosed please find the annual survey, reporting forms, reporting instructions and valid court order exception information. They may also be downloaded from our website at:

http://www.cdcr.ca.gov/Divisions_Boards/CSA/FSO/Status_Offenders.html

If you or your staff have any questions, please contact Peg A. Symonik at 916.323.9704 or peg.symonik@cdcr.ca.gov. We appreciate your continued assistance in gathering accurate and pertinent information in a timely manner.

Sincerely,

A blue ink signature of Gary Wion, Deputy Director of the Facilities Standards and Operations Division.

Gary Wion, Deputy Director
Facilities Standards and Operations Division

Enclosures

¹ Pub. L. No. 93-415 (1974), 42 U.S.C. 5601. For more information on the JJDPA and compliance monitoring, please visit:
<http://www.ojjdp.ncjrs.gov/compliance/index.html>

² Welfare and Institutions Code (WIC) Section 207 requires counties to submit monthly status offender detention reports to the CSA.